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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION – LOS ANGELES**

Frankel, et al.,

Plaintiffs,

v.

Regents of the University of
California, et al.,

Defendants.

Case No. 2:24-CV-4702-MCS

**DECLARATION OF MATTHEW R.
COWAN IN SUPPORT OF PARTIES'
STIPULATION**

Judge: Hon. Mark C. Scarsi
Courtroom: 7C

1 *[Counsel continued from previous page]*

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1 I, Matthew R. Cowan, declare as follows:

2 1. I am an attorney duly licensed to practice in the State of California and
3 before this Court. I am a partner with the law firm O'Melveny & Myers, LLP, and
4 counsel of record for Defendants in the above-captioned action. I make this
5 Declaration in support of Plaintiffs Yitzchok Frankel; Joshua Ghayoum; Eden
6 Shemuelian; and Dr. Kamran Shamsa's ("Plaintiffs") and Defendants Michael V.
7 Drake; Gene D. Block; Darnell Hunt; Michael Beck; Monroe Gorden, Jr.; Rick
8 Braziel; Julio Frenk (by automatic substitution); and Steve Lurie's (by automatic
9 substitution) ("Defendants") (collectively, the "Parties") Stipulation Permitting
10 Additional Briefing on the United States Department of Justice's Statement of
11 Interest. I have personal knowledge of the matters stated herein and, if called upon,
12 I could and would competently testify hereto.

13 2. On March 17, 2025, the United States Department of Justice filed a
14 Statement of Interest (ECF No. 139) (the "Statement") relating to Defendants'
15 Motion for Judgment on the Pleadings (ECF No. 108) (the "Motion").

16 3. The hearing on the Motion is noticed for March 31, 2025, and briefing
17 on the Motion has concluded.

18 4. On March 20, 2025, the Parties met and conferred and agreed that both
19 Plaintiffs and Defendants would benefit from additional briefing in response to the
20 Statement.

21 5. The Parties further agreed that it is in the interests of judicial economy
22 to avoid the *ex parte* application process.

23 6. The Parties further agreed that Defendants would file a response to the
24 Statement by March 24, 2025, and Plaintiffs would file a response to Defendants'
25 response by March 27, 2025, each limited to 1,500 words.

26 7. This is the Parties' first request for supplemental briefing in this
27 action.

28 I declare under penalty of perjury under the laws of the United States that the

1 foregoing is true and correct. Executed this 20th day of March, 2025, at Los
2 Angeles, CA.

3 /s/ Matthew R. Cowan

4 Matthew R. Cowan

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